

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

INDICTMENT FOR VIOLATION OF FEDERAL
CONTROLLED SUBSTANCES ACT

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO.
v.	*	SECTION:
PAUL E. NATHAN	*	VIOLATION: 21 U.S.C. § 843(a)(3)
	*	
	*	
	*	

The Grand Jury charges:

COUNT 1

A. AT ALL TIMES MATERIAL HEREIN:

1. The defendant, Paul E. Nathan, was a medical doctor.
2. The defendant, Paul E. Nathan, did not have a valid DEA registration number nor could he write prescriptions, having voluntarily surrendered these privileges to the Drug Enforcement Administration on August 8, 2008.

- B. On or about March 1, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycontin (oxycodone), a Schedule II controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 2

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about April 28, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycontin (oxycodone), a Schedule II controlled substance, by misrepresentation deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 3

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about April 9, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycontin (oxycodone), a Schedule II controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration

number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 4

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about June 2, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Ambien, a Schedule IV controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 5

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about April 24, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycodone, a Schedule II controlled substance, by misrepresentation, deception, and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 6

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about February 25, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycontin (oxycodone), a Schedule II controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 7

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about February 4, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycontin (oxycodone), a Schedule II controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 8

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.

- B. That on or about February 18, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Hydrocodone, a Schedule II controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 9

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about April 24, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally, obtained and acquired Ambien, a Schedule IV controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

COUNT 10

- A. The allegations contained in Count 1, Paragraph A are re-alleged and incorporated as if fully set forth herein.
- B. That on or about March 30, 2009, in the Eastern District of Louisiana, the defendant, **PAUL E. NATHAN**, knowingly and intentionally obtained and acquired Oxycontin (oxycodone), a Schedule II controlled substance, by misrepresentation, deception and subterfuge, that is, the defendant wrote a prescription using a DEA

registration number that the defendant knew was invalid; all in violation of Title 21, United States Code, Section 843(a)(3).

NOTICE OF FORFEITURE

1. The allegations of Counts One through Ten of this indictment are realleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offenses alleged in Counts One through Ten, **PAUL E. NATHAN**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendants obtained directly or indirectly as a result of the said violations and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Counts One through Ten of this indictment.

3. If any of the property subject to forfeiture pursuant to Paragraph 2 of this Notice of Forfeiture, as a result of any act or omission of the defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;
- c. has been placed beyond the jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

JIM LETTEN (BAR ROLL NO. 8517)
UNITED STATES ATTORNEY

JAN MASELLI MANN (BAR ROLL NO. 9020)
First Assistant United States Attorney

MARK A. MILLER (MO 30488)
Assistant United States Attorney
Chief, Organized Crime Strike Force Unit

July 29, 2009
New Orleans, Louisiana